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*Attorneys for Plaintiffs Joshua Simon,
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

JOSHUA SIMON, DAVID BARBER, and
JOSUE BONILLA, individually and on behalf
of all others similarly situated,

Plaintiffs,

v.

CITY AND COUNTY OF SAN FRANCISCO;
and PAUL MIYAMOTO, in his official
capacity as San Francisco Sheriff,

Defendants.

Case No.: 4:22-cv-05541-JST

**JOINT STIPULATION AND [PROPOSED]
ORDER TO CONTINUE CASE
MANAGEMENT CONFERENCE**

Judge: Hon. Jon S. Tigar
Courtroom: Courtroom 6, 2nd Floor
Date: July 15, 2025
Time: 2:00 P.M.

JOINT STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE

Plaintiffs Joshua Simon, David Barber, and Josue Bonilla (together, “Plaintiffs”) and Defendants City and County of San Francisco and Paul Miyamoto (together, “Defendants,” and together with Plaintiffs, the “Parties”), by and through their respective undersigned counsel of record, hereby stipulate as follows:

WHEREAS, on February 13, 2024, this Court issued a preliminary injunction (the “Preliminary Injunction”) in the above captioned action;

WHEREAS, on February 27, 2024, Defendants appealed the Preliminary Injunction in the Ninth Circuit, captioned *Joshua Simon v. City and County of San Francisco*, No. 24-1025 (the “Appeal”).

WHEREAS, on June 28, 2024, Plaintiffs filed a Motion to Enforce the Preliminary Injunction (the “Motion to Enforce”);

WHEREAS, on September 26, 2024, this Court granted the Motion to Enforce;

WHEREAS, on October 3, 2024, Defendants filed an appeal of this Court’s order on the Motion to Enforce (the “Second Appeal”; No. 24-6052); and;

WHEREAS, on October 17, 2024, Plaintiffs moved to dismiss the Second Appeal;

WHEREAS, on April 23, 2025, the Ninth Circuit affirmed in part and vacated in part the Preliminary Injunction in the Appeal, and denied Plaintiffs’ motion to dismiss the Second Appeal and granted Defendants’ motion to stay this Court’s order granting the Motion to Enforce (135 F.4th 784 (9th Cir. 2025));

WHEREAS, on June 10, 2025, the Court issued an order scheduling a case management conference for July 15, 2025; and

WHEREAS, in light of the Ninth Circuit’s ruling, the Parties are currently discussing potential resolution of this action.

To preserve the Parties’ and this Court’s resources, the parties HEREBY STIPULATE AND AGREE and jointly request that the Court continue the Case Management Conference to Tuesday, August 26, 2025 at 2:00 p.m. or at such other date and time as is convenient for the Court.

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2 Dated: July 8, 2025

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4 By: /s/ Eunice Leong
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16 *Attorneys for Plaintiffs*

18 Dated: July 8, 2025

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27 *Attorneys for Defendants*

ORDER

FOR GOOD CAUSE SHOWN, the Court hereby continues the Case Management Conference from July 15, 2025 to August 26, 2025 at 2:00 p.m.

Dated: _____

By: _____
Honorable Jon S. Tigar
U.S. District Court Judge